IN THE HIGH COURT OF JUDICATURE OF
ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR. JUSTICE V.ESWARAIAH

WRIT PETITION NO. 17649 OF 2006

Dated : April 24, 2007

Between:

M.Sammaiah

Petitioner

AND

Sub-Inspector of Police,
Regonda, Warangal District and others

Respondents

THE HON'BLE MR. JUSTICE V.ESWARAIAH

WRIT PETITION NO. 17649 OF 2006

ORAL ORDER:

This writ petition is filed to declare the action of the Sub-Inspector of Police, Regonda Police Station,

Regonda Mandal, Warangal District, in interfering with the personal life and liberty of the petitioner as illegal and arbitrary.

A counter has been filed by the Sub-Inspector of Police, Regonda Police Station, stating that the third respondent approached the 2nd respondent and filed a complaint on 9.5.2006 against the petitioner alleging that the petitioner took an amount of Rs.1,000/- from forty poor people under the scheme of Indira Awas Yojana for the construction of houses. The petitioner having collected the amount did not repay the amount back. It is stated that in that connection, the police never interfered with the personal life and liberty of the petitioner or threatened him to pay back the alleged sum of Rs.40,000/- to the 3rd respondent.

If any complaint has been filed against the petitioner alleging that the petitioner committed cognizable offence, it is always open for the concerned police to register a crime and interrogate him, in accordance with the provisions of the Code of Criminal Procedure. It is not open for the respondents to summon him and interrogate him in any other manner.

As it is categorically denied that the police have smmoned the petitioner or threatened him to pay back the

amount to the 3rd respondent, no orders need be passed in this writ petition. The writ petition is accordingly closed, at the stage of admission.

JUSTICE V.ESWARAIAH

April 24, 2007
MAS